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5 IN THE UNITED STATES DISTRICT COURT

6 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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8 SUN MICROSYSTEMS INC,

No. C-08-01641 EDL

9 Plaintiff,

10 v.  
11 **ORDER FOLLOWING CASE  
12 MANAGEMENT CONFERENCE**

13  
14 NETWORK APPLIANCE,

15 Defendant.

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17 Following the July 8, 2009 case management conference in the above captioned cases, the  
18 Court orders the following:

19 Fact discovery shall close on November 6, 2009.

20 Opening expert reports are due on January 11, 2010. Rebuttal expert reports are due on  
21 February 12, 2010. The close of expert discovery is March 4, 2010.

22 The parties shall file dispositive motions no later than March 22, 2010. Opposition briefs are  
23 due April 5, 2010. Reply briefs are due April 19, 2010. The Court will hold a hearing on May 5,  
24 2010 at 10:00 a.m. on the Sun patents, and on May 12, 2010 at 10:00 a.m. on the NetApp patents.  
25 Each side may file no more than two summary judgment motions, unless good cause is demonstrated  
to the Court for filing one additional motion for summary judgment per side. Motions for summary  
judgment related to non-infringement based upon claim terms that already have been construed (or  
as to which there is no dispute as to meaning) and non-prior art related invalidity may be filed.

26 **IT IS SO ORDERED.**

27 Dated: July 9, 2009

*Elizabeth D. Laporte*  
28 ELIZABETH D. LAPORTE  
United States Magistrate Judge